

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JACKSON

TUESDAY, NOVEMBER 20, 2007

6:00 P. M.

AGENDA

CALL TO ORDER BY THE PRESIDENT

INVOCATION

PUBLIC HEARINGS

- 1 - RESOLUTION** adjudicating that certain parcels of land are in a condition that is a menace to the public health and safety of the community and authorizing the cleaning and/or removal of dilapidated buildings in cases numbered: 06-4232 6680, 6709, 6711, 6712, 6717, 6720, 07-1216, 3373, 3376, 3409, 3418, 3419, 3451, 3467, 3468, 3470, 3530, 3550, 3588, 3611, 3628, 3657, 3669, 4032, 4827, 4928, 4929, 4930, 4988, 5064, 5065, 5068, 5137, 5167, 5290, 5291, 5292, 5293 5296, 5297, 5298, 5299, 5302, 5303, 5304, 5305, 5308, 5310, 5312, 5314, 5318, 5320, 5325, 5330, 5331, 5332, 5339, 5340, 5341, 5342, 5345, 5347, 5348, 5352, 5355, 5357, 5361, 5365, 5366, 5371, 5387, 5388, 5399, 5405, 5406, 5407, 5410, 5411, 5413, 5418, 5419, 5424, 5425, 5427, 5428, 5430, 5431, 5437, 5440, 5707, 5788, 5878, 5945, 5946, 6090, 6092, 6093, 6094, 6095, 6096, 6097, 6099, 6101 and authorizing that notices to proceed be issued, and file Lis Pendens (Anderson, Lewis, Melton) (11/20/07)
- 2 - RESOLUTION** adjudicating the actual cost of cleaning property, imposing a penalty, cases numbered: 2001-5808, 2004-344, 4591, 765, 2005-5869, 2006-1890, 5659, 2007-1761, 1781, 2338, 2859, 3203, 3212, 3231, 3932 assessing same to said real property, establishing a lien against same, authorizing the tax collector to sell such property in satisfaction therefore and directing the enrollment of this resolution as a judgment (Anderson, Lewis, Melton) (11/20/07)
- 3 - RESOLUTION** adjudicating that certain parcels of land owned by owners, whose current addresses are unknown, are in a condition that is a menace to the public health and safety of the community, and authorizing the cleaning of such parcels of land; and authorizing notices to proceed be issued (Anderson, Lewis, Melton) (11/20/07)

INTRODUCTIONS

CONSENT AGENDA

- 4 - **ORDER** accepting payment of \$427.20 from Progressive Insurance Company on behalf of its insured (Phoebe Ray) as property damage settlement (O'Reilly-Evans, J. Anderson, Melton) (11/20/07)

- 5 - **ORDER** authorizing the amendment of the donated leave policy (Crumpton, Melton) (11/20/07)

- 6 - **ORDER** finding Parcel #101-123 located on Bailey Avenue is no longer necessary for municipal purposes and declaring said property to be surplus and authorizing the transfer of the property to Habitat for Humanity/Metro Jackson, Inc. (Ainsworth, Walker, Melton)(11/20/07)

- 7 - **ORDER** ratifying the emergency repair contract with Standard Roofing & Sheet Metal, Inc. for repairs to the Westside Early Childhood Development Center Roof on July 6, 2007 (Barnes, Willis, Boyd, Melton) (11/20/07)

- 8 - **ORDER** authorizing the Mayor and City Clerk to execute an agreement between the City and Keep Jackson Beautiful, Inc. to develop and promote litter prevention and beautification programs and activities in Jackson (Bohannon, Boyd, Melton) (11/20/07)

- 9 - **ORDER** authorizing the Mayor to accept the funds from the State of Mississippi Department of Public Safety Division of Public Safety Planning Juvenile Accountability Block Grant (JABG) (Gordon, Melton) (11/20/07)

AGENDA

November 20, 2007

Page 3

- 10 - ORDER** authorizing the Mayor to execute a contract with Corner Food Market and Deli for a grant in the amount of forty thousand dollars under the Enterprise Community Program which is administered by the Office of Economic Development (Ainsworth, Davis, Melton) (11/20/07)

- 11 - ORDER** authorizing the Mayor to execute an application and all documents related to the Mississippi Arts Commission's invitation to apply for funds available through the Mississippi Cultural Development Act (Dilday, Raff, Melton) (11/20/07)

- 12 - ORDER** authorizing sale of motor vehicles and equipment at public auction on December 08, 2007 (Anderson, Melton) (11/20/07)

INTRODUCTION OF ORDINANCE

- 13 - ORDINANCE** amending the Sign Ordinance, codified as Section 102-26 et seq., of the Code of Ordinances, City of Jackson, Mississippi, to repeal Section 102-40, the procedure for variances from the Sign Ordinance regulations (Barrett Simon) (11/20/07)

REGULAR AGENDA

- 14 - CLAIMS** (Hill, Melton) (11/20/07)

- 15 - PAYROLL DEDUCTION** (Hill, Melton) (11/20/07)

AGENDA

November 20, 2007

Page 4

- 16 - ORDER** approving claims for the November 27, 2007 claims docket (Hill, Melton) (11/20/07)

- 17 - ORDER** approving payroll claims for the November 27, 2007 payroll claims docket (Hill, Melton) (11/20/07)

- 18 - ORDER** authorizing FY 2008 budget transfers between adopted budget categories (Community Improvements) (Hill, Melton) (11/20/07)

- 19 - ORDER** authorizing FY 2008 budget transfers between adopted budget categories (City Clerk) (Hill, Melton) (11/20/07)

- 20 - ORDER** authorizing payment of \$9,855.10 to USAA Casualty Insurance Company on behalf of its insured (David L. Traxler) as settlement (O'Reilly-Evans, J. Anderson, Melton) (11/20/07)

- 21 - ORDER** to increase health insurance premiums for active and retired employees covered by the City of Jackson's Medical Benefits Plan, effective January 1, 2008 (Crumpton, Hill, Melton) (11/20/07)

- 22 - ORDER** authorizing amendment of the City of Jackson's Cafeteria Plan to increase an employee's maximum unreimbursed medical contribution (Crumpton, Melton) (11/20/07)

- 23 - ORDER** authorizing the Mayor to execute an agreement with Creative Information Systems Company, Inc. (CISCO) for Computer Software Support Services (Hill, Anderson, Hughes, Melton) (11/20/07)

AGENDA

November 20, 2007

Page 5

- 24 - ORDER** deeming a portion of Hinds County Tax Parcel 590-60-20 surplus municipal real property; establishing the fair market value for said parcel; authorizing the conveyance of said parcel to Lake Speed, Leland R. Speed, Shellie Bartlett, and Joseph L. Speed; retaining mineral rights and a permanent utility easement across said parcel; and authorizing partial payment of appraisal fees, for City Project No. 90113903 (Burns, Willis, Boyd, Melton) (11/20/07)

- 25 - ORDER** establishing just compensation for a necessary temporary construction easement; authorizing the partial payment therefore to be made to Catherine R. Speed, et al., grantors in the amount of \$2,241.67; and accepting the partial donation of said easement, for construction of the 54-Inch Water Transmission Main, City Project No. 90113903 (Burns, Willis, Boyd, Melton) (11/20/07)

- 26 - ORDER** authorizing the Mayor to execute an Energy Performance Contract Phase III with Johnson Controls, Inc. in the amount of \$726,636.00 for construction, and in the amount of approximately \$61,186.00 for planned maintenance services, subject to the approval of the Energy Division of the Mississippi Development Authority (Barnes, Willis, Boyd, Melton) (11/20/07)

- 27 - ORDER** accepting the bid of Dixie Roofing, Inc. for construction services for the Fire Station Re-roofing Project, Project Number 07003 and authorizing the Mayor to execute a contract with said company (Burns, Willis, Boyd, Melton) (11/20/07)

- 28 - ORDER** authorizing the employment of Baker, Donelson, Bearman, Caldwell & Berkowitz, PA. to provide a legal opinion on the uses of Water/Sewer Reserve Funds and the satisfaction of the 120% debt service coverage required for outstanding Water/Sewer Bonds (Hill, O'Reilly-Evans, Melton) (11/20/07)

- 29 - ORDER** authorizing the City of Jackson to waive any and all conflicts of interest between City of Jackson and Watkins Ludham Winter & Stennis, P. A., arising out of their representation of Southern Light, LLC ("Southern Light") (O'Reilly-Evans, Teeuwissen, Melton) (11/20/07)

AGENDA

November 20, 2007

Page 6

- 30 - RESOLUTION** declaring the official intent of the City of Jackson, Mississippi to reimburse itself from the proceeds of the Master Lease Purchase Agreement or other debt issuance for purchase of trucks, tractors, backhoes, jet truck sewer cleaning machine, excavators and motorcycles (Hill, Melton) (11/20/07)

- 31 - RESOLUTION** approving Phoenix Capital as the City's Financial Advisor and (designated Firm) as the City's Legal Counsel in relation to the negotiation of an interest rate Swap Agreement with Rice Financial Products Company related to the Mississippi Development Bank \$50,000,000 Special Obligation Bonds, Series 2002 (Jackson, Mississippi Water and Sewer System Revenue Bond Project) and the Mississippi Development bank \$78,085,000 Special Obligation Bonds, Series 2004 (Jackson, Mississippi Water and Sewer System Revenue and Refunding Bond Project) (Melton) (11/20/07)

- 32 - RESOLUTION** approving the negotiation of an interest rate Swap Agreement with Rice Financial Products Company related to the Mississippi Development Bank \$50,000,000 Special Obligation Bonds, Series 2002 (Jackson, Mississippi Water and Sewer System Revenue Bond Project) and the Mississippi Development Bank \$78,085,000 Special Obligation Bonds, Series 2004 (Jackson, Mississippi Water and Sewer system Revenue and Refunding Bond Project); authorizing amendments the 2002 and 2004 Bond Indentures and other related documents (Melton) (11/20/07)

- 33 - ORDER** of the City Council of Jackson, Mississippi honoring and commending Jean S. Frye in her new endeavor as the first female and African American Fire Chief in McComb, Mississippi (Stokes) (11/20/07)

- 34 - DISCUSSION** Comprehensive Bond Issue (Stokes) (11/20/07)

- 35 - DISCUSSION** Washington Temple Church (Tulip Street) (Stokes) (11/20/07)

- 36 - DISCUSSION** Litigation Matters (Legal) (11/20/07)

PROCLAMATION

PROCLAIMING November 20th, 2007 as, “**COCA-COLA DAY**” (Melton)

PRESENTATIONS

Presentation Mr. Adam Hennington (Bluntson) (11/20/07)

Presentation ETA (Crisler) (11/20/07)

RESOLUTION

RESOLUTION honoring and commending Dr. Freddrick Murray, Principal at Powell Middle School for being an outstanding citizen in the City of Jackson and the State of Mississippi (Stokes)

AGENDA ITEMS IN COMMITTEE

ORDINANCE amending Section 2-336 of the Code of Ordinances of the City of Jackson, Mississippi, to establish Information Technology Department (Hill, Ward, Melton) (11/07/07) (Budget Committee)

RESOLUTION declaring the intent of the City Council, of the City of Jackson, of Hinds County, Mississippi, to issue 3 million in General Obligation Bonds through the Jackson Redevelopment Authority in connection with the public improvements and reconfiguration of Capitol Street with said funds being used for the removal of the parking ramps from the City of Jackson Parking Garage and the resignalization of Capitol Street restoring two way traffic on Capitol Street (McLemore) (10/23/07) (Budget Committee)

ORDER authorizing employment of a Certified Public Accountant to provide professional services to the City Council in regards to budgetary matters (Crisler, McLemore, Barrett-Simon) (10/09/07, 10/23/07) (Budget Committee)

ORDER approving expenditure of funds by Jackson Redevelopment Authority to acquire Atmos Energy Properties and expressing intent to enter into agreement with Jackson Redevelopment Authority concerning occupancy of Atmos Energy Properties by City of Jackson (Walker, O'Reilly-Evans, Melton) (10/15/07, 10/23/07) (Budget Committee)

AGENDA

November 20, 2007

Page 8

ORDER revising FY 2008 adopted budget to increase the budget of the Police Department by \$206,588 (Forfeited Funds) (Hill, Melton) (10/23/07) (Budget Committee)

ORDER amending fees for the City of Jackson, Mississippi's Public Transportation System (JATLAN) (Ainsworth, Brewer, Melton) (09/25/07, 10/09/07, 10/15/07, 10/23/07) (Budget Committee)

ORDER confirming the Mayor's appointment of Goldia M. Revies as Director of the Department of Constituent Services and Information Director, Range 38 (Crumpton, Melton) (10/23/07) (Budget Committee)

ORDINANCE amending the Capital City Smoke-Free Air Ordinance of 2003, codified as Chapter 86, Article VI, of the Code of Ordinances, City of Jackson, Mississippi (McLemore) (10/23/07) (Planning Committee)

ORDINANCE of the City Council of Jackson, Mississippi establishing a citizen review board for the Jackson Police Department (Stokes) (10/23/07) (Budget Committee)

ORDINANCE of the City Council of Jackson, Mississippi naming the city-owned green space at the intersection of Dalton Street and the Metro Parkway for retired Principal Lepolian Gentry (Stokes) (09/11/07) (Planning Committee)

ORDER authorizing the Chief of Police to determine when there exist evidence sufficient to constitute proof of drug use in abandoned properties (Shaw-Jackson, O'Reilly-Evans, Melton) (08/28/07) (Legislative Committee)

DISCUSSION Comcast (McLemore) (07/17/07) (Quality of Life)

ORDINANCE of the City Council of Jackson, Mississippi naming City swimming pool (Old V.A. Pool) on South Drive to honor Henry Minion, Jr., (Rules Committee) (09/21/04, 05/22/07)

ORDINANCE of the City Council of Jackson, Mississippi naming City swimming pool (Grove Park Pool) to honor Richard Richardson, Sr. (Rules Committee) (09/21/04, 05/22/07)

DISCUSSION Wrecker Billing (Transportation Committee) (Crisler) (03/19/07)

AGENDA

November 20, 2007

Page 9

ORDINANCE governing hiring of temporary employees through temporary agencies by the City of Jackson, Mississippi (Crisler, McLemore, Barrett-Simon) (Budget Committee-Introduction of Ordinance) (01/02/07)

ORDINANCE of the City Council of Jackson, Mississippi establishing rule of succession Vice President to position of City Council President when City Council President Seat vacated (Stokes) (07/11/06) (Rules Committee)

DISCUSSION Enhancement for Downtown Development (McLemore) (Planning Committee)

REPORTS FROM MEMBERS, MAYOR OR DEPARTMENT DIRECTORS

GENERAL PUBLIC COMMENTS

ANNOUNCEMENTS

ADJOURNMENT